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In the United States Patent and Trademark Office

Applicants : Janesick
Serial No. : 10/035,405
Filed : November 8, 2001
Title : **Multi-mode Imager with Pinned Photo Region Photoreceptors**
Group Unit : 1753
Examiner : not yet assigned
Docket No. : 50047050-0003

**Petition Under 37 C.F.R. 1.47(b)
Proof Of Refusal to Execute Application Papers**

RECEIVED

AUG 27 2002

OFFICE OF PETITIONS

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Filed herewith is a Declaration under 37 CFR 1.47(b) and 35 USC 118 arising from refusal of the sole inventor, James Janesick, to execute the application papers for the above identified application. Proof of the inventor's refusal is set forth below, with copies of the cited documents attached with this response.

On May 7, 2002, the sole inventor was sent a package by registered mail. The package included a complete copy of the application (including specification, claims, and drawings), a preliminary amendment, and an assignment and declaration. In addition, the package included a letter (Attachment A) requesting that the sole inventor execute the application papers.

On May 13, 2002, the Huntington Beach post office mailed the signed registered mail receipt (Attachment B) back to the sender. The registered mail receipt is signed by the sole inventor and shows acceptance of the package.

In an email dated June 12, 2002 (Attachment C) from the sole inventor, the sole inventor specifically refused to execute the application papers.

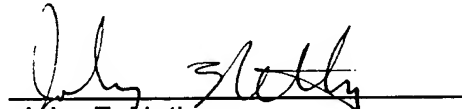
The sole inventor has agreed in writing to assign the invention to Conexant Systems, Inc. by virtue of an employment agreement with Conexant Systems, Inc. (Attachment D). A statement that the invention was made by the sole inventor while employed by Conexant Systems, Inc. is provided in the Declaration filed herewith (Attachment E).

A filing date, and acceptance of this application under 37 CFR 1.47(b), is necessary to preserve the rights of Conexant Systems, Inc. in the Multi-mode Imager technology set forth in the patent application.

The petition fee of \$130.00 under 1.17(h) is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees required to Deposit Account No. 19-3140.

Given the foregoing, Conexant Systems, Inc. respectfully requests acceptance of this application under 37 CFR 1.47(b).

Respectfully submitted,


John F. Nethery
Registration No. 42,928

Dated: JUNE 28 2002

Sonnenschein, Nath & Rosenthal
P.O. Box 061080
Wacker Drive Station - Sears Tower
Chicago, IL 60606-1080
312 876 3141